

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2014-346-WS

IN RE:

Application of Daufuskie Island Utility
Company, Inc. for Approval for Water
and Sewer Rates, Terms and Conditions

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)
) **SECOND REQUESTS FOR PRODUCTION**
) **OF INTERVENORS HAIG POINT CLUB**
) **AND COMMUNITY ASSOCIATION,**
) **MELROSE PROPERTY OWNER’S**
) **ASSOCIATION AND BLOODY POINT**
) **PROPERTY OWNER’S ASSOCIATION**
)

TO: G. Trenholm Walker, Esquire, and Thomas Gressette, Esquire, Attorneys for Daufuskie
Island Utility Company, Inc.:

Haig Point Club and Community Association, Inc. (“HPCCA”), Melrose Property
Owner’s Association, Inc. (“MPOA”), and Bloody Point Property Owner’s Association
 (“BPPOA”) hereby requires Daufuskie Island Utility Company, Inc. (“DIUC” or the
 “Applicant”), as soon as possible, but no later than twenty (20) days after service hereof, to
 answer the First Request for Production of Documents in accordance with South Carolina Public
 Service Commission Rule 103-833. In these Requests for Production, the term "party" is used to
 designate the Applicant. These Requests for Production shall be deemed to continue until the
 time of the hearing of the case.

IT IS HEREIN REQUESTED:

- A. That all information shall be provided to the undersigned in the format as requested.
- B. That all responses to the below Requests for Production shall be labeled using the same numbers as used herein.
- C. That if the requested information is found in other places or in other exhibits, reference not be made to those, but, instead, that the information be reproduced and placed in the responses to these Requests for Production in the appropriate sequence.

- D. That any inquiries or communication relating to questions concerning clarifications of the data requested below be directed to the undersigned.
- E. That, in addition to the signature and verification at the close of each response, the individual responsible for the information contained in each answer be also identified.
- G. That each Request for Production be reproduced at the beginning of the response thereto.
- H. That copies of the responses to these Requests for Production be provided to the undersigned as soon as possible.
- I. If the response to any Request for Production is that the information requested is not currently available, state when the information requested will become available.
- J. This Request for Production shall be deemed continuing so as to require you to supplement or amend your responses as any additional information becomes available up to and through the date of the hearing.
- K. If a privilege not to answer is claimed, identify each matter as to which the privilege is claimed, the nature of the privilege, and the legal and factual basis for each such claim.
- L. If a refusal to answer a Request for Production is stated on the grounds that same would be unduly burdensome, identify the number and nature of documents needed to be searched, the location of the documents, and the number of man hours and costs required to conduct the search.
- M. Answer each Request for Production on the basis of your entire knowledge, including information in the possession of DIUC, its officers, directors, members, employees, consultants, representatives, attorneys, subsidiaries, and subcontractors.
- N. If any Request for Production cannot be answered in full, answer to the extent possible and specify reasons for inability to answer.

DEFINITIONS

1. AS USED HEREIN, “APPLICANT” SHALL MEAN DAUFUSKIE ISLAND UTILITY COMPANY, INC. (“DIUC”), WITH ITS EMPLOYEES, AGENTS, CONSULTANTS, EXPERTS, PARENTS, SUBSIDIARIES, AFFILIATES, AND PARTNER COMPANIES AND OTHER OPERATIONAL OR FUNCTIONAL UNITS AND ALL OFFICERS, DIRECTORS, EMPLOYEES, AGENTS AND REPRESENTATIVES OF THESE ENTITIES. IT ALSO INCLUDES ALL OTHER PERSONS ACTING ON BEHALF OF APPLICANT.
2. AS USED HEREIN, HAIG POINT CLUB AND COMMUNITY ASSOCIATION, INC. SHALL MEAN HPCCA, WITH ITS EMPLOYEES, AGENTS, CONSULTANTS, EXPERTS, PARENTS, SUBSIDIARIES, AFFILIATES, AND PARTNER COMPANIES AND OTHER OPERATIONAL OR FUNCTIONAL UNITS AND ALL OFFICERS, DIRECTORS, EMPLOYEES, AGENTS AND REPRESENTATIVES OF THESE ENTITIES. IT ALSO INCLUDES ALL OTHER PERSONS ACTING ON BEHALF OF HPCCA.
3. AS USED HEREIN, MELROSE PROPERTY OWNER’S ASSOCIATION, INC. SHALL MEAN MPOA, WITH ITS EMPLOYEES, AGENTS, CONSULTANTS, EXPERTS, PARENTS, SUBSIDIARIES, AFFILIATES, AND PARTNER COMPANIES AND OTHER OPERATIONAL OR FUNCTIONAL UNITS AND ALL OFFICERS, DIRECTORS, EMPLOYEES, AGENTS AND REPRESENTATIVES OF THESE ENTITIES. IT ALSO INCLUDES ALL OTHER PERSONS ACTING ON BEHALF OF MPOA.
4. AS USED HEREIN, BLOODY POINT PROPERTY OWNER’S ASSOCIATION, INC. SHALL MEAN BPPOA, WITH ITS EMPLOYEES, AGENTS, CONSULTANTS, EXPERTS, PARENTS, SUBSIDIARIES, AFFILIATES, AND PARTNER COMPANIES

AND OTHER OPERATIONAL OR FUNCTIONAL UNITS AND ALL OFFICERS, DIRECTORS, EMPLOYEES, AGENTS AND REPRESENTATIVES OF THESE ENTITIES. IT ALSO INCLUDES ALL OTHER PERSONS ACTING ON BEHALF OF BPPOA.

5. PLEASE CONSTRUE "AND" AS WELL AS "OR" EITHER DISJUNCTIVELY OR CONJUNCTIVELY AS NECESSARY TO BRING WITHIN THE SCOPE OF THESE REQUESTS FOR PRODUCTION ANY INFORMATION WHICH MIGHT OTHERWISE BE CONSTRUED OUTSIDE THEIR SCOPE.
6. THE TERMS "DOCUMENT" AND "DOCUMENTATION" ARE USED IN THEIR BROADEST SENSE AND INCLUDE GRAPHIC MATTER OF ANY KIND OR NATURE, WHETHER WRITTEN, PRINTED, TYPED, RECORDED, FILMED, PUNCHED, TRANSCRIBED, TAPED, OR PRODUCED OR REPRODUCED BY ANY MEANS. THE TERMS "DOCUMENT" AND "DOCUMENTATION" INCLUDE, BUT ARE NOT LIMITED TO, RECORDS, EMAILS, PERSONAL NOTES, CABLEGRAMS, TELEXES, STUDIES, CALENDARS, DIARIES, DESK CALENDARS, APPOINTMENT BOOKS, AGENDAS, MINUTES, PAMPHLETS, ENVELOPES, TELEPHONE MESSAGES, GRAPHS, RECORDS OF MEETINGS, SUMMARIES OR RECORDS OF TELEPHONE CONVERSATIONS, SUMMARIES OR RECORDS OF MEETINGS OR CONFERENCES, TABULATIONS, ANALYSES, EVALUATIONS, PROJECTIONS, WORK PAPERS, STATEMENTS, SUMMARIES, JOURNALS, BILLING RECORDS, AND INVOICES. THE TERMS "DOCUMENT" AND "DOCUMENTATION" ALSO INCLUDE EVERY OTHER MEANS BY WHICH INFORMATION IS RECORDED OR TRANSMITTED, INCLUDING, BUT NOT LIMITED TO, PHOTOGRAPHS, VIDEOTAPES, TAPE RECORDINGS, MICROFILMS, PUNCH CARDS, COMPUTER PROGRAMS, PRINTOUTS, ALL RECORDINGS MADE THROUGH DATA

PROCESSING TECHNIQUES, AND THE WRITTEN INFORMATION NECESSARY TO UNDERSTAND AND USE SUCH MATERIALS. THE TERMS "DOCUMENT" AND "DOCUMENTATION" ARE FURTHER DEFINED TO MEAN THE ORIGINAL, ANY DRAFTS, AND ANY NON-IDENTICAL COPIES (I.E., THOSE BEARING NOTATIONS OR MARKS NOT FOUND ON THE ORIGINAL).

7. THE TERM "ELECTRONICALLY STORED INFORMATION" ("ESI") IS USED IN ITS BROADEST SENSE AND INCLUDES ANY AND ALL EMAIL AND ATTACHMENTS, WORD PROCESSING DOCUMENTS, SPREADSHEETS, GRAPHICS, AND PRESENTATION DOCUMENTS, IMAGES, TEXT FILES, HARD DRIVES, DATABASES, INSTANT MESSAGES, TRANSACTION LOGS, AUDIO AND VIDEO FILES, VOICEMAIL, INTERNET DATA, COMPUTER LOGS, TEXT MESSAGES, BACK-UP MATERIALS, NATIVE FILES, WRITINGS, DRAWINGS, GRAPHS, CHARTS, PHOTOGRAPHS, SOUND RECORDINGS, IMAGES, AND OTHER DATA OR DATA COMPILATIONS WHICH ARE STORED IN ANY MEDIUM FROM WHICH INFORMATION CAN BE OBTAINED EITHER DIRECTLY OR, IF NECESSARY, AFTER TRANSLATION BY THE RESPONDING PARTY INTO A REASONABLY USABLE FORM. THE TERM "ELECTRONICALLY STORED INFORMATION" ALSO MEANS ANY "DOCUMENTS", PRODUCED IN THEIR NATIVE FORM WITH METADATA INTACT AND SHALL INCLUDE BOTH "DOCUMENTS" THAT ARE LIVE ON A COMPUTER OR SERVER AND THOSE THAT ARE IN STORAGE OR STORED EITHER VIA A REMOTE SYSTEM, BACK-UP SYSTEM, HARD DRIVE OR TAPE OF ANY KIND.

A. THE TERM "METADATA" IS USED IN THESE REQUESTS FOR PRODUCTION TO INCLUDE INFORMATION EMBEDDED IN A "NATIVE FILE" THAT IS NOT ORDINARILY VIEWABLE OR PRINTABLE FROM THE

APPLICATION THAT GENERATED, EDITED, OR MODIFIED SUCH NATIVE FILE; AND INFORMATION GENERATED AUTOMATICALLY BY THE OPERATION OF A COMPUTER OR OTHER INFORMATION TECHNOLOGY SYSTEM WHEN A NATIVE FILE IS CREATED, MODIFIED, TRANSMITTED, DELETED OR OTHERWISE MANIPULATED BY A USER OF SUCH SYSTEM.

B. THE TERM "NATIVE FILE(S)" MEANS "ELECTRONICALLY STORED INFORMATION" IN THE ELECTRONIC FORMAT OF THE APPLICATION IN WHICH SUCH "ELECTRONICALLY STORED INFORMATION" IS NORMALLY CREATED, VIEWED AND/OR MODIFIED.

C. "STATIC IMAGE(S)" MEANS A REPRESENTATION OF ELECTRONICALLY STORED INFORMATION PRODUCED BY CONVERTING A NATIVE FILE INTO A STANDARD IMAGE FORMAT CAPABLE OF BEING VIEWED AND PRINTED ON STANDARD COMPUTER SYSTEMS. IN THE ABSENCE OF AGREEMENT OF THE PARTIES OR ORDER OF COURT, A STATIC IMAGE SHOULD BE PROVIDED IN EITHER TAGGED IMAGE FILE FORMAT (TIFF, OR .TIF FILES) OR PORTABLE DOCUMENT FORMAT (PDF). IF LOAD FILES WERE CREATED IN THE PROCESS OF CONVERTING NATIVE FILES TO STATIC IMAGES, OR IF LOAD FILES MAY BE CREATED WITHOUT UNDUE BURDEN OR COST, LOAD FILES SHOULD BE PRODUCED TOGETHER WITH STATIC IMAGES.

8. "IDENTIFY" OR "IDENTITY" USED WITH REFERENCE TO AN INDIVIDUAL MEANS TO STATE HIS OR HER FULL NAME, PRESENT OR LAST KNOWN ADDRESS, PRESENT OR LAST KNOWN POSITION AND BUSINESS AFFILIATION, AND EMPLOYER, TITLE, AND POSITION AT THE TIME IN QUESTION. IF THE PERSON WAS AN OFFICER, DIRECTOR, TRUSTEE, COMMISSIONER, OR

EMPLOYEE OF DIUC, ALSO STATE THE JOB TITLE AND AREAS OF RESPONSIBILITY.

9. "IDENTIFY" OR "IDENTITY" USED WITH REFERENCE TO A WRITING MEANS TO STATE THE DATE, AUTHOR, TYPE OF DOCUMENT (E.G. LETTER, MEMORANDUM, TELEGRAM, CHART, NOTE APPLICATION, ETC.) OR OTHER MEANS OF IDENTIFICATION, AND ITS PRESENT LOCATION OR CUSTODIAN. IF ANY SUCH DOCUMENT IS NO LONGER IN DIUC'S POSSESSION OR SUBJECT TO THEIR CONTROL, STATE WHAT DISPOSITION WAS MADE OF IT.
10. "YOU" AND "YOURS" INCLUDE DAUFUSKIE ISLAND UTILITY COMPANY, INC., AS DEFINED HEREIN, AND ANY OF ITS MEMBERS, INDIVIDUALLY, WHO HAVE KNOWLEDGE OR CONTROL OF INFORMATION REQUESTED IN THE REQUEST FOR PRODUCTION.
11. "COMPANY" SHALL MEAN DAUFUSKIE ISLAND UTILITY COMPANY, INC.

REQUESTS FOR PRODUCTION

1. Please provide copies of all documents identified in your response to Intervenor's First Interrogatories.
2. Please provide all documents memorializing and supporting the assignment of ownership of all easements, rights and plant from Haig Point, Inc. (formerly IP) to Haig Point Utility Company (HPUC) in 2005.
3. Please provide all documents memorializing and supporting the assignment of ownership of all easements, rights and plant from Melrose Group Limited Partnership (Melrose) to Melrose Utility Company (MUC).

4. Please provide all documents memorializing and supporting the formation and/or operation of the Haig Point/Melrose Wastewater Treatment Company.
5. With respect to the property tax bills assessed to DIUC for the years 2010, 2011, and 2012:
 - a. Provide copies of all written correspondence between DIUC representatives and Department of Revenue and Beaufort County Assessor representatives related to plant values, accumulated depreciation and CIAC values for any DIUC property.
 - b. Provide all past South Carolina Department of Revenue (DOR) forms PT-139 filed by HPUC and MUC for the years prior to their acquisition by DIUC.
 - c. Provide copies of any other documents provided by DIUC or its predecessors to the South Carolina Department of Revenue or Beaufort County Assessor in connection with property tax assessments.
 - d. Please provide copies of any and all the property tax information and forms that may have been provided by Beaufort County Tax Treasurer as a result of the investigation referenced by Ms. Christy Fabiano on page 3, Lines 1-4, of her Direct Testimony filed in Docket No. 2011-229-WS.
6. Please provide copies of all Public Service Commission Water or Wastewater Utility Annual Reports for HPUC, MUC, Daufuskie Island Properties, LLC, and/or Haig Point/Melrose Wastewater Treatment Company, Inc.

[Signature Line on Next Page]

ADAMS AND REESE, LLP

s/John J. Pringle, Jr.
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Attorneys for Haig Point Club and
Community Association, Inc., Melrose
Property Owner's Association, Inc. and
Bloody Point Property Owner's Association

Columbia, South Carolina
August 9, 2015

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2014-346-WS

RE:

Application of Daufuskie Island Utility
Company, Inc. for Approval for Water
and Sewer Rates, Terms and Conditions

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) **CERTIFICATE OF SERVICE**
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This is to certify that I have caused to be served this day the **Second Requests for Production** of Haig Point Club and Community Association, Inc. ("HPCCA"), Melrose Property Owner's Association, Inc. ("MPOA"), and Bloody Point Property Owner's Association ("BPPOA") via electronic mail service as follows:

G. Trenholm Walker, Esquire
gtw@p-tw.com

Thomas P. Gressette, Esquire
tpg@p-tw.com

Nancy Jane Dennis
njd@p-tw.com

s/John J. Pringle, Jr.
John J. Pringle, Jr.

August 9, 2015
Columbia, South Carolina